

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	Art Unit: Not Yet Assigned
)	
HENRY LAMPARSKI et al.)	Examiner: Not Yet Assigned
)	
Serial No.: 09/780,748)	
)	
Filed: February 9, 2001)	
)	
For: METHOD FOR PREPARING)	
<u>MEMBRANE VESICLES</u>)	

PETITION FOR WITHDRAWAL OF NOTICE OF ABANDONMENT
UNDER 37 C.F.R. § 1.181(a)

MAIL STOP OFFICE OF PETITIONS

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

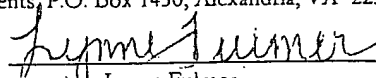
Applicants hereby petition under 37 C.F.R. § 1.181(a) that the Notice of Abandonment for the above-referenced application be withdrawn, and that the application proceed to issuance on the grounds that the declaration of all of the inventors pursuant to 37 C.F.R. 1.63 was timely filed.

The Notice of Abandonment, mailed on 08/29/03, a copy of which is attached as Exhibit "A," states that the application became abandoned because of Applicants' failure to timely file the declaration on April 30, 2001. A copy of the postcard, indicating that the response was received by

CERTIFICATE OF MAILING
(37 C.F.R. §1.10)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail Post Office To Addressee' in an envelope addressed to the MAIL STOP OFFICE OF PETITIONS, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date of Deposit: September 26, 2003


Lynne Fulmer

the Patent Office on April 30, 2001, and the Express Mail receipt, are enclosed as Exhibit "B." A copy of the transmittal, indicating that the declaration is attached, and the declaration at issue is attached as Exhibit "C."

Petition Fee

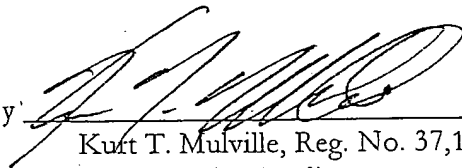
Applicants believe that no fee is due. If Applicants are incorrect in this regard, the Commissioner is authorized to charge Orrick, Herrington & Sutcliffe's Deposit Account No. 150665 for any petition fee due.

Respectfully submitted,

ORRICK, HERRINGTON & SUTCLIFFE LLP

Date: September 26, 2003

By



Kurt T. Mulville, Reg. No. 37,194
Attorneys for Applicants

KTM/lf
4 Park Plaza, Suite 1600
Irvine, CA 92614-2558
949/567-6700 Telephone
949/567-6710 Facsimile

Please acknowledge receipt of the following by affixing hereon the Trademark Office date stamp and returning this card to our office.

mark

Applicant: HENRY LAMPARSKI, et al.

Serial No.: 09/780,748

Filed: February 9, 2001

For: METHODS FOR PRODUCING MEMBRANE VESICLES

Attorney(s): KURT T. MULVILLE

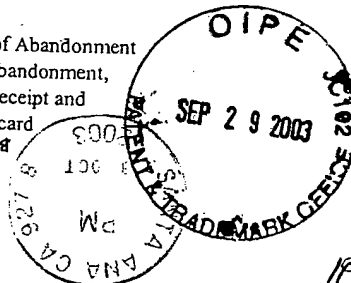
Docket No.: 702015.3 (former 260/058)

Date of Deposit: September 26, 2003

Enclosures: Petition for Withdrawal of Notice of Abandonment
accompanied by Exhibit A Copy of Notice of Abandonment,
Exhibit B Copy of Postcard and Express Mail Receipt and
Exhibit C Copy of Declaration; and Return Postcard

MISSING PARTS TRANSMISSION

VIA FIRST CLASS MAIL



10/6/04
DMO



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER OF PATENTS AND TRADEMARKS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/780,748	02/09/2001	Henry Lamparski	260/058 702015-B

CONFIRMATION NO. 6949

ABANDONMENT/TERMINATION
LETTER

OC000000010792252

34313
 ORRICK, HERRINGTON & SUTCLIFFE, LLP
 4 PARK PLAZA
 SUITE 1600
 IRVINE, CA 92614-2558

Date Mailed: 08/29/2003

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 04/10/2001.

- The reply received on 04/30/2001 was improper. The reply did not include:
 - The oath or declaration of all the inventors required under 37 CFR 1.63 for this nonprovisional application.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to "Office of Petitions" at (703) 305-9282.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
 Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

POST OFFICE
TO ADDRESSEE



POST OFFICE
TO ADDRESSEE



ORIGIN (POSTAL USE ONLY)

PO/ZIP Code 1799	Day of Delivery <input type="checkbox"/> Next <input checked="" type="checkbox"/> Second	Flat Rate Envelope <input type="checkbox"/>
Date in 130	<input type="checkbox"/> 12 Noon <input type="checkbox"/> 3 PM	Postage \$
Time in 10:00 AM	Military <input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	Return Receipt Fee
Weight 6 lbs. 0 oz.	Int'l Alpha Country Code	COD Fee Insurance Fee
No Delivery <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday	Acceptance Clerk Initials	Total Postage & Fees \$ 17.20

CUSTOMER USE ONLY
METHOD OF PAYMENT:

Express Mail Corporate Acct. No.

X928379

☐ **WAIVER OF SIGNATURE** (Domestic Only): Additional merchandise insurance is void if waiver of signature is requested. I wish delivery to be made without obtaining signature of addressee or addressee's agent. (If delivery employee judges that article can be left in secure location) and I authorize that delivery employee's signature constitutes valid proof of delivery.

NO DELIVERY ☐ Weekend ☐ Holiday

Customer Signature

Federal Agency Acct. No. or
Postal Service Acct. No.

FROM: (PLEASE PRINT)

LYON & LYON
1900 MAIN ST. FL 6
IRVINE

CA 92614-7200

TO: (PLEASE PRINT)

Box MISSIN & PARTS
Commissioner for Patents
Washington DC 20231

PRESS HARD.
You are making 3 copies.

FOR PICKUP OR TRACKING CALL 1-800-222-1811

www.usps.gov

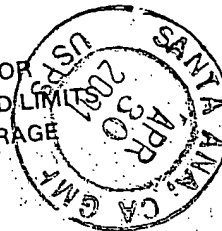


EL476730345US



EL476730345US

SEE REVERSE SIDE FOR
SERVICE GUARANTEE AND LIMITS
ON INSURANCE COVERAGE



Customer Copy

Label 11-F July 1997

Please acknowledge receipt of the following by affixing hereon the
Trademark Office date stamp and returning this card to our office.

Applicant: HENRY LAMPARSKI, et al.

Serial No.: 09/780,748

Filed: February 9, 2001

For: METHOD OF PRODUCING MEMBRANE VESICLES

Attorney(s): KURT T. MULVILLE

Docket No.: 260/058

Date of Deposit: April 30, 2001

Enclosures: 1. Missing Parts Transmittal; 2. Declaration; 3. Recordation form cover sheet and
Assignment; 4. Power of Attorney; 5. Copy of "Notice to File Missing Parts;" and 6.
Return Postcard
Express Mail No. EL476730345US

